



Interinsurance Exchange of the Automobile Club  
P. O. Box 25001, Santa Ana, CA 92799-5001

July 1, 2020

Gissel Rodriguez  
245 Cedar Road, #2  
Vista, CA 92083

RE: Insured: Allen, Andrew  
Claim Number: 013735158  
Policy Number: CAA066576459  
Complainant: Rodriguez, Gissel  
Date of Loss: April 21, 2019

Dear Ms. Rodriguez:

I am writing in response to an inquiry that I recently received from the California Department of Insurance (CDI) regarding your claim. I have had a chance to review your claim and will be happy to respond to your concerns.

First of all, please accept our condolences for the loss of your loved one David Carter, who was fatally injured as a result of this accident. This was truly a tragic accident and we wish you and your family well in these trying times.

In your Request for Assistance filed with the CDI, you have expressed displeasure with the Auto Club for what you believe to be a cause of action for the wrongful death of Mr. Carter. It is my understanding that Claims Manager Charles Bast had the pleasure of speaking with you and discussed your concerns.

According to the information available, this claim arises out of an accident in which Mr. Carter was riding a motorcycle and suffered fatal injuries. A claim for wrongful death was opened on our insured's automobile policy on behalf of Mr. Carter's parents, Arlene and David Carter. This claim remains open as we work to resolve the claim with their attorney.

Per your inquiry and discussion with Mr. Bast, it is our understanding that you believe you are to be considered a claimant due to your relationship with Mr. Carter. You confirmed with Mr. Bast that while he was your boyfriend at the time and you lived together, you were not legally married to Mr. Carter, and your child Mikeala Perez is not the legal child or dependent of Mr. Carter.

Unfortunately, California law is clear that only certain relatives or a dependent spouse or children can be considered heirs, and thus be considered a claimant in a wrongful death claim. Because you were not married to Mr. Carter and he did not have any children, his parents remain the sole claimants to this wrongful death claim.